

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
BEAUFORT DIVISION

Ted D. Ellis and Teresa Ellis,)
)
Plaintiffs,)
)
v.)
)
Cody Kirkman, Individually; Amber)
Swinehammer, Individually; Lindsey)
Gibson, Individually; Cody C. Kirkman,)
Amber Swinehammer, and Lindsey)
Gibson, as agents/officers of Town of)
Bluffton Police Department; and Town)
Bluffton Police Department,)
)
Defendants.)
_____)

C/A No.: 9:19-cv-02163-RMG-MGB

STATUS REPORT

By the Court's Order, (Docket Entry 74), monthly status updates are required. On today's date, the undersigned counsel confirmed by telephonic consultations with Assistant United States Attorney out of Washington, DC, Kyle Boyton who confirmed that the FBI agent handing the matter had recently retired and that a new agent was being assigned. As such, he advises that no prosecutorial decision has been made and they await a final decision on the direction of the investigation. Therefore, the reasons set forth in support of the Order to Stay remain unchanged.

Respectfully submitted,

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ATTORNEY FOR DEFENDANTS

Cody C. Kirkman, Individually and as an Officer of Town of Bluffton Police Department; Amber Swinehamer, (mistakenly spelled Swinehammer), Individually and as an Officer of Town of Bluffton Police Department; former Bluffton police officer Lindsey Gibson, sued individually and as a former police officer of the Bluffton Police Department and the Town of Bluffton Police Department

August 12, 2021

Walterboro, South Carolina